



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 99,360)

In re Application of:)
Senthilnathan et al.)
Serial No.: 09/430,267)
Filed: October 29, 1999)
For: Method and Apparatus for Selection)
Of an Endpoint Device in a Point to)
Point Link)

#14
2-13-04

**PETITION UNDER 37 CFR § 1.181 TO
WITHDRAW HOLDING OF ABANDONMENT**

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Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Petition under 37 CFR § 1.181 requesting withdrawal of a holding of abandonment of the above identified patent application. This Petition is being filed within 2 months of the mailing date of the Notice of Abandonment, and is therefore not untimely filed. 37 CFR § 1.181(f). No petition fee is required.

This application was held to be abandoned by the U.S. Patent and Trademark Office (PTO) for Applicants' alleged failure to timely file new formal drawings. Applicants respectfully submit that formal drawings were timely filed, as shown by the evidence discussed below. Accordingly, withdrawal of the holding of abandonment is respectfully requested.

The following items provide evidence that the formal drawings were timely filed and received by the PTO.

(a) True copies of the Transmittal Letter, and the Submission of Formal Drawings letter, which were included in Express Mail package EV334708556US, are enclosed. (Exhibit A). The Transmittal Letter indicates that eleven (11) sheets of formal drawings were mailed to the PTO on September 5, 2003, under 37 CFR § 1.10.

(b) A true copy of the Express Mail label, bearing tracking number EV334708556US, and indicating that the items enclosed in the package were mailed on September 5, 2003, is also enclosed. (Exhibit B).

(c) A true copy of a letter from the United States Postal Service confirming delivery of Express Mail item number EV334708556US to the PTO on September 8, 2003 is enclosed. (Exhibit C).

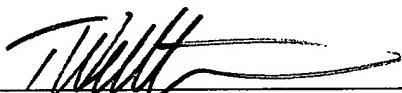
(d) A true copy of a return postcard bearing a PTO receipt stamp is also enclosed. (Exhibit D). The postcard indicates that eleven (11) sheets of formal drawings were received by the PTO and accorded a filing date of September 5, 2003. The postcard also indicates the tracking number of the Express Mail package containing the formal drawings as EV334708556US. The postcard is *prima facie* evidence of receipt of the formal drawings by the PTO. See MPEP 503.

Applicants submit that items (a), (b), (c) and (d) above provide sufficient evidence that the formal drawings were timely filed and were received by the PTO. Accordingly, Applicants respectfully request withdrawal of the holding of abandonment of the instant application.

Consideration and grant of this Petition are respectfully requested. For the convenience of the Office, Applicants enclose herewith substitute formal drawings. (Exhibit E). Entry of the substitute formal drawings, upon granting of the Petition, is respectfully requested.

Respectfully submitted,

Dated: 1/30/04



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